

Message Text

SECRET

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TO SECSTATE WASHDC 9370

S E C R E T USUN 3186

E.O. 11652: XGDS

TAGS: PFOR UN VN VS

SUBJ: POSSIBLE GVN/DRV CONFRONTATION IN THE AIR

REF: STATE 179682

TEXT OF US NOTE DELIVERED TO UNSYG ON SEPT 11, 1973.

QUOTE

THE REPRESENTATIVE OF THE UNITED STATES OF AMERICA TO THE UNITED NATIONS PRESENTS HIS COMPLIMENTS TO THE SECRETARY GENERAL OF THE UNITED NATIONS AND HAS THE HONOR TO REFER TO THE AGREEMENT ON ENDING THE WAR AND RESTORING PEACE IN VIETNAM, SIGNED AT PARIS JANUARY 27, 1973, AND TO THE ACT OF THE INTERNATIONAL CONFERENCE IN VIETNAM, SIGNED AT PARIS ON MARCH 2, 1973.

IN ACCORDANCE WITH ARTICLE 6 OF THE ACT, THE UNITED STATES MISSION TO THE UNITED NATIONS HAS THE HONOR TO ENCLOSE THE TEXT OF A NOTE DATED SEPTEMBER 10, 1973, FROM THE DEPARTMENT OF STATE OF THE UNITED STATES OF AMERICA TO THE MINISTRY OF FOREIGN AFFAIRS OF THE DEMOCRATIC REPUBLIC OF VIETNAM ON THE SUBJECT OF THE CONSTRUCTION, REPAIR AND FORTIFICATION OF AIRFIELDS IN SOUTH VIETNAM BY THE FORCES OF THE DEMOCRATIC REPUBLIC OF VIETNAM SIDE.

THE DEPARTMENT OF STATE OF THE UNITED STATES OF AMERICA PRESENTS ITS COMPLIMENTS TO THE MINISTRY OF FOREIGN AFFAIRS OF THE

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DEMOCRATIC REPUBLIC OF VIETNAM AND HAS THE HONOR TO REFER TO THE

AGREEMENT ON ENDING THE WAR AND RESTORING PEACE IN VIETNAM OF
JANUARY 27, 1973.

1. THE UNITED STATES CALLS THE ATTENTION OF THE DEMOCRATIC
REPUBLIC OF VIETNAM TO THE FACT THAT SINCE JANUARY 28, WHEN THE
PARIS AGREEMENT ON ENDING THE WAR AND RESTORING PEACE IN
VIETNAM WENT INTO EFFECT, THE FORCES OF ITS SIDE HAVE BUILT
OR REPAIRED AT LEAST 12 AIRFIELDS IN SOUTH VIETNAM. IT NOTES THAT
NORTH VIETNAMESE ANTI-AIRCRAFT UNITS WITH WEAPONS HAVE BEEN
INTRODUCED INTO SOUTH VIETNAM AFTER JANUARY 28 IN VIOLATION OF
ARTICLE 7 OF THE PARIS AGREEMENT AND EMPLACED AT THESE FIELDS.

2. THE DEMOCRATIC REPUBLIC OF VIETNAM WILL RECALL THAT THE
UNITED STATES ON APRIL 20, IN ITS NOTE TO THE OTHER SIGNATORIES
OF THE ACT OF PARIS, PROTESTED THE ILLEGAL PLACING OF SA-2
MISSILES AT KHE SANH AIRFIELD IN QUANG TRI PROVINCE. DESPITE THE
U.S. PROTEST, THE DEMOCRATIC REPUBLIC OF VIETNAM HAS CONTINUED TO
INTRODUCE SA-2 MISSILES AND ANTI-AIRCRAFT UNITS INTO SOUTH
VIETNAM. THE UNITED STATES CALLS UPON THE DEMOCRATIC REPUBLIC OF VIET
NAM SIDE TO REMOVE TO NORTH VIETNAM THOSE MISSILES
AND ANTI-AIRCRAFT UNITS WHICH IT HAS ILLEGALLY INTRODUCED INTO
SOUTH VIETNAM SINCE JANUARY 28.

3. THE UNITED STATES NOTES THAT ON JUNE 9 A PRESS SPOKESMAN OF THE
DEMOCRATIC REPUBLIC OF VIETNAM SIDE TOLD THE PRESS IN SAIGON THAT
THE DRV SIDE HAS THE "RIGHT" TO DEVELOP CIVIL AVIATION IN SOUTH
VIETNAM. A SPOKESMAN OF THE DEMOCRATIC REPUBLIC OF VIETNAM SIDE
ALSO TOLD THE PRESS IN SAIGON ON JULY 28 THAT ITS SIDE WOULD
"NOT PERMIT" THE REPUBLIC OF VIETNAM "EXCLUSIVE CONTROL" OF THE
AIRSPACE OVER SOUTH VIETNAM. THE ABOVE STATEMENTS AND THE
DEMOCRATIC REPUBLIC OF VIETNAM SIDE'S REPAIR AND CONSTRUCTION OF
12 AIRFIELDS IN SOUTH VIETNAM STRONGLY SUGGEST THAT THE DRV INTENDS
TO INTRODUCE AIRCRAFT INTO THE AIRSPACE OF SOUTH VIETNAM IN A WAY
NOT AUTHORIZED BY THE AGREEMENT OF JANUARY 27 OR PERMITTED UNDER
INTERNATIONAL LAW.

4. THE GOVERNMENT OF VIETNAM IN ITS SEPTEMBER 10, 1973 NOTE TO
THE DEMOCRATIC REPUBLIC OF VIETNAM HAS CLEARLY INDICATED THAT IT
WILL NOT TOLERATE ANY UNAUTHORIZED INTRUSION BY THE DEMOCRATIC
REPUBLIC OF VIETNAM INTO THE AIRSPACE OF SOUTH VIETNAM. THE

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UNITED STATES THUS WISHES STRONGLY TO EMPHASIZE THE GRAVE RISKS
WHICH THE DEMOCRATIC REPUBLIC OF VIETNAM WOULD RUN BY VIOLATING
THE AIRSPACE SOVEREIGNTY OF THE REPUBLIC OF VIETNAM.

UNQUOTE

SCALI

NOTE BY OC/T: DISSIMINATION COORDINATED WITH SSO, MR. FRY.

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NNN

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